



U.S. Department of Justice

*United States Attorney
Eastern District of New York*

*271 Cadman Plaza East
Brooklyn, New York 11201*

April 23, 2018

VIA ECF AND INTEROFFICE MAIL

Honorable Nicholas G. Garaufis
United States District Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

**Re: Kelley Amadei, et al. v. Kirsten Nielsen, et al.
Case No.: 17-CV-5967 (Garaufis, J.) (Scanlon, M.J.)**

Dear Judge Garaufis:

This office represents Defendants Kirstjen M. Nielsen, Secretary of Homeland Security; Kevin K. McAleenan, Acting Commissioner of U.S. Customs and Border Protection ("CBP"); Leon Hayward, Acting Director, CBP New York Field Operations; Francis J. Russo, CBP Port Director, John F. Kennedy International Airport, Port of Entry; Thomas Homan, Acting Director, U.S. Immigration and Customs Enforcement ("ICE"); Thomas Decker, Director, New York Field Office, Enforcement and Removal Operations, ICE; and David Jennings, Director, San Francisco Field Office, ICE in the above-referenced action.

Enclosed please find Your Honor's courtesy copies of the Defendants' fully-briefed Motion to Dismiss the Complaint, electronically filed on April 20, 2018:

- Notice of Motion to Dismiss the Complaint, Defendants' Memorandum of Law in Support, and Declaration of Francis J. Russo (Dkt No. 32);
- Plaintiffs' Opposition to Defendants' Motion to Dismiss the Complaint (Dkt. No. 33); and;
- Defendants' Memorandum of Law in Reply, Declaration of Dara A. Olds, and Exhibit A (Dkt. No. 34).

Respectfully submitted,

RICHARD P. DONOGHUE
UNITED STATES ATTORNEY

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cc: Hon. Vera M. Scanlon, United States Magistrate Judge (via ECF)

All counsel of record (via ECF)